



# ARIZONA HOUSE OF REPRESENTATIVES

## **SB 1309: renewable energy: environmental impact; committee**

**PRIME SPONSOR:** Senator Griffin, LD 14

**BILL STATUS:** [Caucus and COW](#)

LARA: DPA/SE (5-2-0-1)

### **Legend:**

ADWR – Arizona Department of Water  
Resources

AMA – Active Management Area

Amendments – **BOLD** and ~~Stricken~~ (Committee)

### **Strike-Everything Amendment Abstract**

Relating to Pinal AMA extinguishment credits.

### **Provisions**

1. Prohibits the ADWR Director from adopting or implementing a rule in the Pinal AMA that reduces the amount or quantity of extinguishment credits for irrigation grandfathered rights.
  - a. Applies to any rule adopted before or after this legislation's effective date. (Sec. 1)
2. Makes a technical change. (Sec. 1)

### **Current Law**

In an AMA, a person who was legally withdrawing and using groundwater as of the date of the AMA designation or who owns lands legally entitled to be irrigated with groundwater has the right to withdraw or receive and use the groundwater as determined by the ADWR Director ([A.R.S. § 45-462](#)).

The management goal of the Pinal AMA is to allow development of non-irrigation uses and to preserve existing agricultural economies for as long as feasible, consistent with the necessity to preserve future water supplies for non-irrigation uses ([A.R.S. §45-562](#)).

### **Additional Information**

The owner of an irrigation or non-irrigation grandfathered right may permanently retire their right, in full or part, in exchange for extinguishment credits that may be sold to another party and transferred within the same AMA, with exceptions. In the Pinal AMA, the ADWR Director is required to calculate extinguishment credits as outlined in rule ([R12-15-725.01](#)), which includes an allocation factor associated with the year the grandfathered right is extinguished. The extinguishment credits given for the retirement of grandfathered rights in the Pinal AMA will be reduced beginning in 2019, phasing down to 0% after 2059 ([ADWR](#)).

☐ Prop 105 (45 votes)    ☐ Prop 108 (40 votes)    ☐ Emergency (40 votes)    ☐ Fiscal Note